



**GAIL FARBER, Director**

## **COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS**

*"To Enrich Lives Through Effective and Caring Service"*

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ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
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ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

April 02, 2013

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

### **ADOPTED**

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

**37 April 2, 2013**

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

**ADOPT AND ADVERTISE  
ROADWAY RESURFACING AND PARKWAY IMPROVEMENTS  
WORKMAN MILL ROAD – OAKMAN DRIVE TO 700 FEET WEST OF 3RD AVENUE  
IN THE CITY OF INDUSTRY AND  
IN THE UNINCORPORATED COMMUNITY OF AVOCADO HEIGHTS  
(SUPERVISORIAL DISTRICT 1)  
(3 VOTES)**

### **SUBJECT**

This action is to approve the project for roadway resurfacing and parkway improvements on Workman Mill Road – Oakman Drive to 700 feet west of 3rd Avenue in the City of Industry and in the unincorporated community of Avocado Heights, find the road resurfacing and maintenance portion of this project categorically exempt from the provisions of the California Environmental Quality Act, find the installation of the bicycle lane for this project within the scope of the County of Los Angeles 2012 Bicycle Master Plan Environmental Impact Report, adopt the plans and specifications, call for bids, and delegate certain responsibilities to the Director of Public Works or her designee to carry out this project.

### **IT IS RECOMMENDED THAT THE BOARD:**

1. Find that the roadway resurfacing and maintenance portion of this project is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that the installation of the bicycle lane for this project is within the scope of the County of Los Angeles 2012 Bicycle Master Plan Environmental Impact Report.
3. Approve the project and adopt the plans and specifications that are on file in the Construction

Division of the Department of Public Works for Workman Mill Road – Oakman Drive to 700 feet west of 3rd Avenue, in the City of Industry and in the unincorporated community of Avocado Heights, at an estimated construction contract cost between \$900,000 and \$1,100,000.

4. Instruct the Executive Officer of the Board of Supervisors to advertise for bids to be received and opened on April 30, 2013, in accordance with the Instruction Sheet for Publishing Legal Advertisement.

5. Delegate to the Director of Public Works or her designee the following authority in connection with this contract: (1) approve and execute change orders within the same monetary limits delegated to the Director of Public Works under Section 2.18.050 of the Los Angeles County Code relative to the construction of County buildings; (2) allow substitution of subcontractors and relief of bidders upon demonstration of the grounds set forth in Public Contract Code Sections 4100 et seq. and 5100 et seq., respectively; (3) accept the project upon its final completion; (4) release retention money withheld consistent with the requirements of Public Contract Code Sections 7107 and 9203; and (5) extend the date and time for the receipt of bids consistent with the requirements of Public Contract Code Section 4104.5.

#### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended actions is to obtain approval of the project from the Board, adopt the plans and specifications, advertise for bids, and delegate certain responsibilities to the Director of Public Works or her designee to carry out this project.

#### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Integrated Services Delivery (Goal 3). The recommended actions will help achieve these goals by providing improved roadways and parkways, which will benefit the community.

#### **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund.

The estimated construction contract cost to complete this project is in the range of \$900,000 to \$1,100,000. The total project cost is estimated to be \$1,911,000. In addition to the construction contract cost, the total project cost includes comprehensive design alternatives, environmental clearance, plans and specifications, consultant services, survey, right-of-way and utility clearance, materials testing, inspection, contract administration, change order contingency, and other County services.

City-County Cooperative Agreement No. 77698 provides for the County of Los Angeles (County) to perform the preliminary engineering and administer the construction of the project, with the City of Industry and County to finance their respective jurisdictional shares of the project costs, estimated to be \$28,000 and \$1,883,000, respectively.

Financing for this project is included in the First Supervisorial District's Road Construction Program in the recommended Fiscal Year 2013-14 Proposition C Local Return Fund and Road Fund Budgets.

#### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

This project, to contract for roadway resurfacing and parkway improvements, is part of the Department of Public Works' (Public Works) ongoing highway construction and maintenance program. It will be advertised in accordance with Section 20392 of the State Public Contract Code.

This project is to be completed in 40 working days. It is estimated the work will start in September 2013 and be completed in October 2013.

The contract agreement will be in the form previously reviewed and approved as to form by County Counsel.

The award of the contract will not result in unauthorized disclosure of confidential information and will be in full compliance with Federal, State, and County regulations. The project specifications contain provisions requiring the contractor to comply with terms and conditions supporting the Board's ordinances, policies, and programs including, but not limited to: the County Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the Los Angeles County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor will be considered before making a recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

## **ENVIRONMENTAL DOCUMENTATION**

This roadway resurfacing portion of this project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15301(c) of CEQA Guidelines and Class 1(x), Subsections 2(x), 3(x), 4(x), 9(x), 14(x), and 22(x) of the revised County Environmental Document Reporting Procedures and Guidelines adopted by the Board. These exemptions provide

for reconstruction and resurfacing of roadway pavement; reconstruction of curbs and gutters, sidewalks, and driveways; modification of existing traffic signals; planting of trees; and maintenance of existing roadway facilities.

On February 28, 2012, Agenda Item 7, the Board certified that the Final Program Environmental Impact Report for the 2012 Bicycle Master Plan is in compliance with CEQA; determined that the significant adverse effect of the projects included in the Bicycle Master Plan have been reduced to an acceptable level as outlined in the Findings of Fact; adopted the Mitigation Monitoring and Reporting Program and made a finding pursuant to Public Resources Code Section 21081.6 that the Mitigation Monitoring and Reporting Program is adequately designed to ensure compliance with the mitigation measures during the Bicycle Master Plan implementation; and adopted the 2012 Bicycle Master Plan to replace the 1975 Master Plan of Bikeways. The installation of a Class II bicycle lane on Workman Mill Road was considered in the Final Program Environmental Impact Report for the 2012 Bicycle Master Plan. Public Works has prepared a site-specific parking study and recommendations as required by Mitigating Measure 3.6-3 that ensures the proposed Class II bicycle lane for this project is in compliance with the adopted measures that mitigate and avoid potential adverse impacts of the plan on the environment and its installation will not have a significant effect on the environment.

A one-time fee of \$2,919 was paid on March 2, 2012, at the filing of the first Notice of Determination for the Environmental Impact Report certification. Per Title 14, Section 753.5(e)(3) of the California Code of Regulations, only one fee is required when an existing certified Environmental Impact Report is used for multiple project approvals that would result in no additional effect to fish and wildlife. Upon the Board's approval of the Workman Mill Road – Oakman Drive to 700 feet west of 3rd Avenue project, Public Works will file a Notice of Determination in accordance with 21152(a) of the Public Resources Code and pay the required processing fee in the amount of \$75.

### **CONTRACTING PROCESS**

This project will be contracted on an open-competitive bid basis. A recommendation for award by the Board will be made upon review of the bids. The contract will be awarded to a responsible contractor who submits the lowest responsive bid meeting the criteria established by the Board and the State Public Contract Code.

To increase contractor awareness of Public Works' program to contract work out to the private sector, this project will be listed on the County website for upcoming bids.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

When the project is completed, it will have a positive impact by providing improved roadways and parkways, which will benefit the community.

### **CONCLUSION**

Please return one adopted copy of this letter to the Department of Public Works, Construction Division. If you have any questions, please contact Ms. Sumitha Shival at (626) 458-3159 or [sshival@dpw.lacounty.gov](mailto:sshival@dpw.lacounty.gov).

The Honorable Board of Supervisors

4/2/2013

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Respectfully submitted,

A handwritten signature in black ink that reads "Gail Farber". The script is cursive and fluid, with the first name "Gail" and last name "Farber" clearly legible.

GAIL FARBER

Director

GF:JTS:lg

c: Chief Executive Office (Rita Robinson)  
County Counsel  
Executive Office  
Internal Services Department (Countywide  
Contract Compliance)